

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR WITHDRAWAL OF JUNE 15, 2004 OFFICE ACTION

APPLICANTS: Gunnar MAGNUSSON GROUP ART UNIT: 3762
SERIAL NO.: 09/914,248 EXAMINER: Mark Bockelman
5 FILED: August 24, 2001 CONFIRMATION NO.: 2023
TITLE: "IMPLANTABLE TISSUE STIMULATING DEVICE"

10 Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

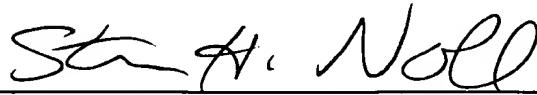
Sir:

15 An Office Action was mailed in connection with the above-referenced application on June 15, 2004, wherein claims 1-13 were acted upon. Claims 1-13, however, have been cancelled in Amendment "A" Prior to Action, that was filed with the original application at the time of entry into the national examination phase in the United States. A copy of Amendment "A" Prior To 20 Action together with a copy of the stamped return postcard indicating receipt thereof at the Patent and Trademark Office is submitted herewith.

This has become an increasingly common problem in connection with PCT applications and the scanning procedure that is now in place in the Patent and Trademark Office. It is frequently the case that not all papers 25 accompanying the filing of a PCT application are scanned into the electronic file at the Patent and Trademark Office, and therefore the Examiner has no idea that an Amendment has been filed.

Withdrawal of the Office Action dated June 25, 2004 is therefore respectfully requested, as is action on the merits with regard to claims 14-26.

Submitted by,

 (Reg. 28,982)

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CERTIFICATE OF MAILING

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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on August 10, 2004.

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STEVEN H. NOLL

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HON. COMMISSIONER OF PATENTS & TRADEMARKS
SHINGTON, D.C. 20231

SIR:

PLEASE APPLY A RECEIPT STAMP HERETO AND MAIL TO
ACKNOWLEDGE RECEIPT OF THE ATTACHED:

| | |
|-----------------|---|
| G. Magnusson | PCT/SE00/00203 application, PTO1390 in dupl., Submission of Drawings Requests for approval of drawing corrections |
| APPLICANT | Amendment ^{TYPE OF DOCUMENT(S)} A Prior to Action and sub- mission of Red lined version, ex. Decl. IDS, Filing Fee |
| August 24, 2001 | P01_0292 |
| MAILING DATE | REFERENCE NUMBER |
| 899 due 8/25/01 | |

09/914248

SCHIFF HARDIN & WAITE
JC14 Rec'd PCT/PTO 24 AUG 2001